

04-26-00

GAU-3763  
S. O. Fitts  
5-3-00

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rohit C. L. Sachdeva et al.

Art Unit: 3763

Serial No.: 09/156,276

Examiner: Rodriguez

Filed: September 17, 1998

Atty. Docket No.: STSC/10

Title: MEDICAL INSTRUMENT WITH SLOTTED MEMORY METAL TUBE

#10/Rag  
CPA

## CERTIFICATE OF MAILING BY EXPRESS MAIL - 37 CFR 1.10

'Express Mail' mailing label number: EL329066925USDate of Deposit: April 25, 2000

I certify that this paper or fee (along with the enclosures noted herein) is being deposited with the United States Postal Service 'Express Mail Post Office to Addressee' service under 37 CFR 1.10 on the above date and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
By: Heath R. Bandy (person mailing paper)

## CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

BOX CPA

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request for a ☒ **continuation** ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application Serial No. 09/156,276, filed on September 17, 1998, and entitled MEDICAL INSTRUMENT WITH SLOTTED MEMORY METAL TUBE.

### Small Entity Status:

- ☒ A Small Entity Statement was filed in the prior nonprovisional application and such status is still proper and desired.
- ☐ A Verified Statement to Establish Small Entity Status under 37 CFR 1.9 and 1.27 is enclosed as noted below.
- ☐ Small Entity Status is not/is no longer claimed.

### Assignment:

- ☒ This application is assigned to Memory Medical Systems, Inc. by virtue of an earlier assignment filed in the prior application at Reel 8622, Frame 271-273.
- ☐ An assignment to \_\_\_ is enclosed as noted below.
- ☐ This application has not been assigned.

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**Entry of Amendments:**

- ☐ Please enter the unentered Amendment After Final under 37 CFR § 1.116 previously filed in the prior nonprovisional application, prior to calculating fees.
- ☐ Please enter the enclosed Preliminary Amendment prior to calculating fees.

**Petition for Extension of Time:**

- ☐ Please consider this a petition to extend the time for responding to the Office Action in the prior nonprovisional application \_\_ month(s), whereby the date of response is extended to \_\_.
- ☐ A petition for an extension of time for responding to the Office Action in the prior nonprovisional application \_\_ month(s) is enclosed herewith as a separate paper, whereby the date of response is extended to \_\_.

**Deletion of Inventors Named in Parent Application:**

- ☐ This application is filed by fewer than all of the inventors named in the prior nonprovisional application under 37 CFR § 1.53(d)(4). Please delete the following inventor(s) named in the prior nonprovisional application: \_\_.

<b>CALCULATION OF FEES</b>
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- ☒ **The fees (including fees for claims added by amendment) are calculated as follows:**

Fee:	Number of Claims:	In Excess of:	Extra:	At Rate:	Amount:
Total Claims	9	20	0	\$18	\$0.00
Independent Claims	1	3	0	\$78	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					
BASIC FEE					\$690.00
TOTAL OF ABOVE CALCULATIONS					\$690.00
REDUCTION BY 50% FOR FILING BY SMALL ENTITY					\$345.00
TOTAL					\$345.00

<b>ENCLOSURES</b>
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- ☒ **Continued Prosecution Application (CPA) Request Transmittal containing Certificate of Mailing By Express Mail Under 37 CFR 1.10.**
- ☒ **Return Postcard.**
  - ☐ Verified Statement to Establish Small Entity Status under 37 CFR 1.9 and 1.27.
  - ☐ Assignment to \_\_, Recordation Cover Sheet (Form PTO-1595).
  - ☐ Preliminary Amendment (to be entered prior to calculation of fees).
  - ☐ Petition for Extension of Time.
  - ☐ Information Disclosure Statement, \_\_ sheet(s) Form PTO-1449, \_\_ U.S. Patent Reference(s), \_\_ Foreign Patent Reference(s) and \_\_ Other Reference(s).
  - ☐ Other: \_\_.

- ☒ A Check of \$345.00 for the filing fee.
- ☐ A Check of \_\_\_ for the assignment recording fee.
- ☐ A Check of \_\_\_ for the extension of time fee.

<b>DEPOSIT ACCOUNT AUTHORIZATION</b>
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- ☐ Please charge Deposit Account No. 23-3000 in the amount of \_\_\_.
  - ☒ **The Commissioner is authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 23-3000. A duplicate of this transmittal is attached. Please also consider this a Petition for Extension of Time for a sufficient number of months to enter these papers, if appropriate.**
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GFA/tly

Respectfully Submitted,



Gregory F. Ahrens  
Reg. No. 32,957